



CITY OF FREDERICKSBURG, VIRGINIA

CITY COUNCIL

AGENDA

Council Chambers, 715 Princess Anne Street
Fredericksburg, Virginia 22401

HON. THOMAS J. TOMZAK, MAYOR
HON. KERRY P. DEVINE, VICE MAYOR
HON. DEBORAH L. GIRVAN, AT-LARGE
HON. MARVIN J. DIXON, WARD ONE
HON. GEORGE C. SOLLEY, WARD TWO
HON. MATTHEW J. KELLY, WARD THREE
HON. HASHMEL C. TURNER, JR, WARD FOUR

June 26, 2007

Mayor Thomas J. Tomzak, Presiding

1. **Call to Order**
2. **Invocation**
Councilor Matthew J. Kelly
3. **Pledge of Allegiance**
4. Amending the Agenda to Add One Item to the City Manager's Agenda Authorizing the City Manager to Execute an Agreement with the Fredericksburg-Stafford Park Authority
5. **Presentations**
 - A. Proclamation - Honoring Dottie Smith – Retiring from Police Department after 28 years of service
 - City Council Recognition
 - FBI Local Office Recognition
 - B. Early Childhood Coalition \$50,000 Planning Grant Award – Kandy Hilliard
6. **Comments from the Public**

City Council provides this opportunity each regular meeting for comments from citizens who have signed up to speak before the start of the meeting. To be fair to everyone, please observe the five-minute time limit and yield the floor when the Clerk of Council indicates that your time has expired. Decorum in the Council Chambers will be maintained. Comments that are not relevant to City business, or which are disruptive are inappropriate and out of order.
7. **Public Hearings**
 - A. **Resolution 07-__**, SUP 2007-07: Reine-Marie Wojciechowski – Approving Special Use Permit Request to Amend the Conditions of a Special Use Permit Granted to Operate a Bed and Breakfast Establishment at 1107 Princess Anne Street. The Previously Approved Special Use Permit (Resolution 06-51), Issue on June 13, 2006, Contains 13 Conditions and the Applicant Proposes to Delete Two of the Conditions that are in Regard to the Provision of Alcohol and the Term Limits Imposed on the Permit. The Other 11 Conditions would Remain in Effect. The Property is Zoned R-4 Residential, which permits Bed and Breakfasts with the Issuance of a Special Use Permit.
 - B. **Public Comment Only, No Action until July 10, 2007** - SUP 2007-05: Hughes Home – Approving Special Use Permit Request to Expand the Existing 70-Bed Facility located at 100 Caroline Street by 40 Beds and to Construct Additional Parking within the 100 Year Floodplain. The Property is zoned R-16, Residential, and is Designated as High Density Residential on the Future Land Use Map contained within the Comprehensive Plan

7. **Public Hearings (Continued)**

- C. **Resolution 07-___**, SUP 2007-08: New Vision, F.B.O., Inc. – Approving Special Use Permit Request to Operate a Transitional Home for Women Re-Entering Society from Incarceration at the Property Located at 1705 William Street. The Property is zoned R-8, which permits Institutional Housing with a Special Use Permit.
- D. **Ordinance 07-___**, First Reading, Zoning Ordinance Text Amendment – Approving an Amendment to City Code Chapter 78, Zoning; Planning and Development, Article III, Zoning, Division 4, Parking and Loading and Private Streets, Section 78-114, Commercial and Industrial Parking Requirements, to Waive Certain Parking Requirements in the Commercial Downtown Zoning District.

8. **Council Agenda**

- A. **Ordinance 07-___**, First Reading, Granting Verizon Cable Television to Provide for the Distribution, Transmission or Sale of Cable within the City of Fredericksburg for a period of 15 Years – **Bid Opening** – Mayor Tomzak
- B. Potomac and Rappahannock Transportation Commission and Virginia Railway Express Board and Commission – Councilor Kelly

9. **Approval of Boards and Commission Minutes**

- A. Beautification Minutes – April 2, 2007
- B. Beautification Minutes – May 7, 2007
- C. Board of Social Services – March 8, 2007
- D. Board of Social Services – April 12, 2007
- E. Board of Zoning Appeals – March 19, 2007
- F. Board of Zoning Appeals – April 16, 2007
- G. Economic Development Authority – December 11, 2006
- H. Economic Development Authority – January 8, 2007
- I. Economic Development Authority – February 12, 2007
- J. Economic Development Authority – March 12, 2007
- K. Economic Development Authority – April 9, 2007
- L. Parks and Recreation Commission – March 15, 2007
- M. Parks and Recreation Commission – April 19, 2007
- N. Planning Commission – March 14, 2007
- O. Planning Commission – March 28, 2007
- P. Planning Commission – April 11, 2007
- Q. Planning Commission – April 25, 2007
- R. Planning Commission – May 9, 2007
- S. Planning Commission – May 30, 2007
- T. Rappahannock Juvenile Detention Commission – March 26, 2007

10. **Consent Agenda**

- A. **Ordinance 07-27**, Second Reading, Requesting Real Estate Tax Exemption by the Friends of the Rappahannock, Inc., a 501 (c) (3) organization, for a three-year exemption from real estate tax on the property at 3219 Fall Hill Avenue (Tax Map ID #A19 2G).
- B. **Ordinance 07-28**, Second Reading, Revising the Tax Rate for Properties within the Fall Hill Avenue Special Service District as a Result of the 2007 General Property Re-Assessment
- C. **Ordinance 07-29**, Second Reading, Revising the Tax Rate for Properties within the Central Park Special Service District as a Result of the 2007 General Property Re-Assessment
- D. **Resolution 07-57**, Second Reading, Amending the Fiscal Year 2007 Budget by Appropriating \$298,700 in the School Grants Fund for the Head Start Program
- E. **Resolution 07-__**, Approving an Extension of a Temporary Surcharge for Taxicab Fares
- F. Approving the First Amendment to the Land Disposition and Development Contract Between the City and the Inns of Historic Fredericksburg, LLC, to Extend the "Outside Closing Date" to August 30, 2007
- G. Releasing Site Development Performance Bonds
 - 43,730 Square Feet (1811-1859 Carl D. Silver Parkway); 20,000 Square Feet (1911-1939 Carl D. Silver Parkway; and Cracker Barrell (1971 Carl D. Silver Parkway) at Central Park
 - 1871 Carl D. Silver Parkway
 - 1833 Carl D. Silver Parkway
 - Shoppes at Central Park – 1251 Carl D. Silver Parkway
 - 1271-1297 Central Park Boulevard – Central Park Crossing
 - Moss Free Clinic – 1301 Sam Perry Boulevard
 - Olde Towne Station – Dunmore Street
 - Village of Idlewild Subdivision, Phase 1
- H. Transmitting Staff Report to Planning Commission and City Council Concerning Thurman Brisben Center Special Use Permit
- I. FRED Progress Report – May 2007
- J. Financial Progress Report – May 2007

11. **City Manager Agenda**

- A. **Resolution 07-__**, Authorizing Use of City Council Chamber for Second Circuit Courtroom
- B. Transmitting the Order of the Circuit Court Judge to Repair and Remediate the Circuit Court Building and to Provide Alternative Facilities for the Court and Clerk of Court Office
- C. **Resolution 07-__**, Authorizing the City Manager to Execute the 2007 Asphalt Rehabilitation Program Contract with Finley Asphalt and Sealing in the Amount of \$328,781.

11. City Manager Agenda (Continued)

- D. **Resolution 07-___**, Authorizing the City Manager to Execute the 2007 Concrete Rehabilitation Program Contract with A&M Concrete of Dulles, Virginia in the Amount of \$80,278.
- E. **Resolution 07-___**, First Reading, Approving University of Mary Washington Real Estate Foundation Financing
- F. **Ordinance 07-___**, First Reading, Creating Tourism Districts for Celebrate Virginia South and the Downtown Historic Commercial District
- G. Concurrence in Transfer of Funds for Capital Outlay
- H. Transmitting for Discussion Councils Goals and Initiative Update
- I. Transmitting Revisions to Historic Preservation Real Estate Tax Abatement Program – Councilor Kelly
- J. Authorizing the City Manager to Execute an Agreement with the Fredericksburg-Stafford Park Authority
- K. City Manager's Report
 - Hotel Room Projections
- L. Calendar

12. Closed Meeting

- A. Authorizing – Closed Meeting for the Discussion and Consideration of the Contract and Performance of the City Manager, under Virginia Code Section 2.2-3711(A)(1) and to discuss acquisition of real property associated with the riverfront park where discussion in open session would negatively affect the negotiating strategy of bargaining position of the government, under Virginia Code Section 2.2-3711(A)(3)

13. Adjournment